**TRANSMITTAL
FORM**

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Total Number of Pages in This Submission

Application Number 10/772,860

Filing Date February 6, 2004

First Named Inventor Louis S. Chupak

Art Unit

Examiner Name

Attorney Docket Number PC25655A

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks Authorization to charge the fee and any additional fees as necessary or credit any overpayment to deposit account 23-0455 is hereby given.	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application		
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name			
Signature			
Printed name	J. Michael Dixon		
Date	10/17/2005	Reg. No.	32,410

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Diane L. Hetzler	Date	10/17/2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 10 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PC25655A

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Application No : 10/772,860
Applicant : Louis Chupak, et al
Filed : February 6, 2004
TC/A.U. : Unkown
Examiner : Not Yet Known
Docket No. : PC 25655A
Customer No. : 28880
Confirmation No : 6530

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Statement as Provided by 37 CFR 1.97(b)

Dear Sir:

The Applicants submit that a Supplemental Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of the first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

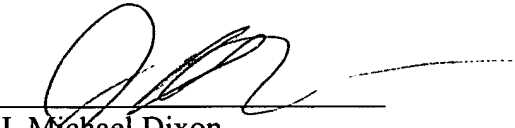
As such, the Applicants respectfully requests consideration of the enclosed Supplemental Information Disclosure Statement and request that all references cited herein be printed on the face of the patent upon grant of the Application.

A copy of the International Search Report and the Written Opinion of the International Searching Authority is enclosed for the Examiner's convenience.

It is understood by the Applicants that this paper requires no fee; however, authorization is given to charge any necessary filing fees and any additional fees or credit any overpayment to Deposit Account 23-0455.

Dated: 10/17/05

Respectfully submitted,


J. Michael Dixon
Registration No. 32,410
Warner-Lambert Company
2800 Plymouth Road
Ann Arbor, MI 48105
Telephone: (734) 622-1705
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Customer No. 28880

Confirmation No.

PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449/PTO

Complete if Known**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

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of

10

Application Number 10/772,860

Filing Date February 7, 2003

First Named Inventor Louis S. Chupak, et al

Art Unit

Examiner Name

Attorney Docket Number PC25655A

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 4,705,799	11-10-1987	Gregory	
		US- 5,043,443	08-27-1991	Carlson et al	
		US- 5,164,510	11-17-1992	Brickner	
		US- 5,182,403	01-26-1993	Brickner	
		US- 5,225,565	07-06-1993	Brickner	
		US- 5,231,188	07-27-1993	Brickner	
		US- 5,247,090	09-21-1993	Brickner	
		US- 5,523,403	06-04-1996	Barbachyn	
		US- 5,529,998	06-25-1996	Habich et al	
		US- 5,547,950	08-20-1996	Hutchinson et al	
		US- 5,565,571	10-15-1996	Barbachyn et al	
		US- 5,614,535	03-25-1997	Juraszyk et al	
		US- 5,627,181	05-06-1997	Riedl et al	
		US- 5,652,238	07-29-1997	Brickner et al	
		US- 5,684,023	11-04-1997	Riedl et al	
		US- 5,688,792	11-18-1997	Barbachyn et al	
		US- 5,698,574	12-16-1997	Riedl et al	
		US- 5,792,765	08-11-1998	Riedl et al	
		US- 5,827,857	10-27-1998	Riedl et al	

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Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		WO94/01110	01-20-1994	THE UPJOHN CO.		
		WO95/07271	03-16-1995	THE UPJOHN CO.		
		WO95/25106	09-21-1995	THE UPJOHN CO.		
		WO96/13502	05-09-1996	THE UPJOHN CO.		
		WO96/15130	05-23-1996	THE UPJOHN CO.		
		WO96/23788	08-08-1996	PHARMACIA		

Examiner
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Considered

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 2 of 10

Complete if Known

Application Number	10/772,860
Filing Date	February 7, 2003
First Named Inventor	Louis S. Chupak, et al
Art Unit	
Examiner Name	
Attorney Docket Number	PC25655A

U. S. PATENT DOCUMENTS					
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		Number-Kind Code ² (if known)			
		US- 5,843,967	12-01-1998	Riedl et al	
		US- 5,861,413	01-19-1999	Habich et al	
		US- 5,869,659	02-09-1999	Stolle et al	
		US- 5,952,324	09-14-1999	Barbachyn et al	
		US- 5,968,962	10-19-1999	Thomas et al	
		US- 5,981,528	11-09-1999	Gravestock	
		US- 5,990,136	11-23-1999	Barbachyn et al	
		US- 6,043,266	03-28-2000	Ennis et al	
		US- 6,051,716	04-18-2000	Hutchinson et al	
		US- 6,069,145	05-30-2000	Betts	
		US- 6,069,160	05-30-2000	Stolle et al	
		US- 6,110,936	08-29-2000	Gravestock	
		US- 6,166,056	12-26-2000	Thomas et al	
		US- 6,194,441	02-27-2001	Roberts et al	
		US- 6,239,152	05-29-2001	Gordeev et al	
		US- 6,239,283	05-29-2001	Gage	
		US- 6,271,383	08-07-2001	Gravestock	
		US- 6,313,307	11-06-2001	Ennis et al	
		US- 6,689,769	02-10-2004	Gordeev et al	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		WO96/35691	11-14-1996	PHARMACIA		
		WO97/09328	03-13-1997	PHARMACIA		
		WO97/30995	08-28-1997	ZENECA		
		WO98/54161	12-03-1998	PHARMACIA		
		WO99/03846	01-28-1999	BAYER		
		WO99/29688	06-17-1999	PHARMACIA		

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Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete if Known	
				Application Number	10/772,860
				Filing Date	February 7, 2003
				First Named Inventor	Louis S. Chupak, et al
				Art Unit	
				Examiner Name	
				Attorney Docket Number	PC25655A
Sheet	3	of	10		

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		Country Code ³ ~Number ⁴ ~Kind Code ⁵ (if known)				
		WO99/37641	07-29-1999	BAYER AKTIEN.....		
		WO99/37652	07-29-1999	BAYER AKTIEN.....		
		WO99/40094	08-12-1999	BAYER AKTIEN.....		
		WO99/64417	12-16-1999	ZENECA		
		WO00/21960	04-20-2000	ZENECA		
		WO00/44741	08-03-2000	PHARMACIA		

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		Country Code ³ *Number ⁴ *Kind Code ⁵ (if known)	MM-DD-YYYY			
		WO00/73301	12-07-2000	PHARMACIA		
		WO01/40236	06-07-2001	ASTRAZENECA AB		
		WO01/46185	06-28-2001	PHARMACIA		
		WO01/81350	11-01-2001	ASTRAZENECA		
		WO02/059155	08-01-2002	University of Leeds		
		WO02/096916	12-05-2002	ASTRAZENECA AB		

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Application Number

10/772,860

Filing Date

February 7, 2003

First Named Inventor

Louis S. Chupak, et al

Art Unit

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[illegible]

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		Country Code ³ Number ⁴ Kind Code ⁵ (if known)	MM-DD-YYYY			
		WO03/006440	01-23-2003	PHARMACIA		
		EP0417044A2	08-29-1990	CIBA-GEIGY AG		
		EP0697408B1	08-10-1995	MERCK PATENT		
		WO02/059116	08-01-2003	PHARMACIA & Upjohn		
		WO02/059115A	08-01-2002	PHARMACIA & Upjohn		
		DE19805117	08-12-1999	Raddatz et al		

**Examiner
Signature**

Date _____

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Sheet	6	of	10		

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		DE19901306	07-20-2000	Bartel et al		

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				Examiner Name	
Sheet	7	of	10	Attorney Docket Number	PC25655A

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		ABDELAAL, et. al., "Synthesis of 1-[3-Methyl]-2(3H)-benzazolon-5- or 6-yl]-4-{4-[cis-2-(2,4-dichlorophenyl)-2-(1H-imidazol-1-yl-methyl)-1,3-dioxolan-4-yl]methylene oxyphenyl]}piperazines" Journal of Heterocyclic Chem., 29, 1069, (1992).	
		BARBACHYN, et. al. "Identification of a Novel Oxazolidinone (U-100480) with Potent Antimycobacterial Activity." Journal of Medicinal Chemistry. 1996, 39, 680-685.	
		BLACHE, et. al. "Application of the Mercuric Acetate-Edetic Acid Oxidation Method To The Synthesis of 11-Aza-1,2,3,4,5,6,7,12bpOctahydroindolo[2,3-a]Quinolizines." Heterocycles, Vol. 45, No.1, Pp.57-69, 1997	
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		Application Number	10/772,860		
		Filing Date	February 7, 2003		
		First Named Inventor	L. Chupak et al		
		Art Unit			
		Examiner Name			
Sheet	8	of	10	Attorney Docket Number	PC25655A

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		COMINS, et. al. "Regio- and Stereoselective Addition of Nucleophiles to 1-Phenoxycarbonyl-2,3-Dihydropyridium Salts." Heterocycles, Vol. 37, No. 2, 1994, pgs 1121-1140.	
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		ISHII, et. al. "Rhodium-Catalyzed Reaction of N-Acylpiperazines with CO and Ethylene, Carbonylation at a C-H Bond Directed by an Amido Group." Tetrahedron Letters, Vol. 38, No. 43, pp. 7565-7568, 1997.	
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		WALDMANN et. al. "Asymmetric Synthesis of Indolo[2,3-a]quinolizidin-2-ones Congeners to Yohimbine-Type Alkaloids." Tetrahedron Vol. 49, No. 2, 1993, Pp. 397-416.	
		YAMAMOTO, Yutaka, and Akihiko Yanagi. "Studies on Organometallic Compounds, II Facile and Convenient Method for the Synthesis of Iodoazines through Iododestannation of Trimethylstannylazines." Chem Pharm. Bull. 30(5) 1731-1737(1982).	
		International Search Report for PCT/IB2004/000231	
		English Abstract for GUERRY, Philippe "Reduktion von 4-Pyridinonen"	
		English Abstract for EP0417044A2	
		English Abstract for EPO697408B1	
		BioOrg Med Chem Lett. Vol. 13, No. 23, 1 December 2003, pgs. 4197-4200	

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